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REPLY UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP

SAM1.PAU.14

IN THE U.S. PATENT AND TRADEMARK OFFICE

In Re Applica	tion of: HUMPLEMAN <i>et al</i> .)	
Serial No.:	09/104,297)	
Filed:	June 24, 1998)))	Irvine, California
FOR:	METHOD AND APPARATUS FOR A HOME NETWORK AUTO-TREE BUILDER)))	

INFORMATION DISCLOSURE STATEMENT

(SUBMISSION AFTER FINAL REJECTION)

MS AF

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 October 15, 2004

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

I. LIST OF PATENTS, PUBLICATIONS, OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on the PTO-1449, attached hereto.

II.	COPI	<u>ES</u>	
	a.		Submitted herewith is a legible copy of (i) each U.S. and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.
III.			XPLANATION OF THE RELEVANCE t one box)
	a.	\boxtimes	DOCUMENTS IN THE ENGLISH LANGUAGE
			The attached patents, publications, or other information in the English language do not require a statement of relevancy.
	b.		DOCUMENTS NOT IN THE ENGLISH LANGUAGE
			A concise explanation of the relevance of all patents, publications, or other information listed that is not in the English language is as follows:
	c.	\boxtimes	ENGLISH LANGUAGE SEARCH REPORT
			An English language version of the search report or action that indicates the degree of relevance found by the foreign office is attached, thereby satisfying the requirement for a concise explanation. See MPEP 609(III)(A)(3).
	d.		OTHER
			The following additional information is provided for the Examiner's consideration.

FEES

IV. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(d): after the mailing date of a Final Action under § 1.113. See the Statement Under 37 C.F.R. § 1.97(e). V. STATEMENT UNDER 37 C.F.R. § 1.97(e) (check only one box) The undersigned hereby states that M each item of information contained in the IDS was first cited in any a. communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS; or no item of information contained in the IDS was cited in a communication b. from a foreign Patent Office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the IDS. Some of the items of information were cited in a communication from a c. foreign Patent Office. As to this information, the undersigned states that each item of information contained in the IDS was first cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby states that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application and, to the best of my knowledge after making reasonable

inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c)

more than three months prior to the filing of this statement.

triplicate copy of this paper is attached.

\boxtimes	A check in the amount of \$180.00 is enclosed for the fee required under 37 C.F.R § 1.97(d) and as set forth in 37 C.F.R. § 1.17(p).
	Please charge Deposit Account No. 01-1960 in the amount of \$180.00 for the feet required under 37 C.F.R. § 1.97(d) and as set forth in 37 C.F.R. § 1.17(p).

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule and charge the appropriate fee to Deposit Account No. 01-1960.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 01-1960 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

By_

Respectfully submitted,

MYERS DAWES ANDRAS & SHERMAN, LLP

Joseph C. Andras, Reg. No. 33,469 19900 MacArthur Blvd., Ste. 1150

Irvine, CA 92612 (949) 223-9600

Attachment(s):

Documents

Foreign Search Report

Fee

Other:

hereby certify that this correspondence is being deposited with the United States Postal Services first class mell in an envelope addressed to: Commissioner by Patents and Patents and Date of Signature

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EXAMINER: In considered.	itial if cit Include cop	ation considered, whether	r or not cita communicatio	ation is in conformance with to applicant.	th M.P.E.P. 609; Draw line throu	gh citation	if not in co	nformance	and not				